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UNITED STATES DEPARTMENT OF COMMERCE  
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Patent Cooperation Treaty —  
Legal Office

Address: Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

59138-B-PCT

received  
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18 AUG 2000

John P. White  
COOPER & DUNHAM LLP  
1185 Avenue of the Americas  
New York, NY 10036

In re Application of  
SYNAPTIC PHARMACEUTICAL  
CORPORATION  
PCT No.: PCT/US00/12065  
Int. Filing Date: 03 MAY 2000  
Priority Date: 03 MAY 1999  
For: DNA ENCODING SNORF36a AND  
SNORF36b RECEPTORS

DECISION ON PETITION  
UNDER 37 CFR 1.181

The "Communication In Response To June 7, 2000 Invitation To Correct Defects In The International Application" filed 26 JUN 2000 is being treated as a petition under 37 C.F.R. 1.181 for acceptance of drawing sheet 14/35 (figure 7A) filed with the response as being filed on 03 MAY 2000. The petition is **DISMISSED** as follows:

No petition fee is necessary.

MPEP at section 503 states, in part:

*"A postcard receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO."*

The evidence submitted by the applicants, which includes a return receipt postcard itemizing all the papers filed on 26 JUN 2000 in connection with international application serial number PCT/US00/12065, is sufficient to establish that drawing sheet no. 14/35 (fig. 7A) was received in the Office on 03 MAY 2000. The postcard indicated that 35 sheets of drawings were included.

8/18/2000  
Request for Reconsideration: 9/18/2000  
Ext. Responses: 10/18/2000  
11/18/2000  
12/18/2000  
1/18/2001  
2/18/2001

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P C T Application No.: PCT/US00/12065

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However, applicant has not filed a copy of sheet no. 14/35 as originally filed. Accordingly, applicant's petition cannot be granted.

### CONCLUSION

The petition under 37 CFR 1.181 is **DISMISSED** without prejudice.


If reconsideration on the merits of this petition is desired, a proper response must be filed within **ONE (1) MONTH** from the mail date of this decision. Any reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.181." No petition fee is required. Extensions of time may be obtained under 37 CFR 1.136 (a).

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.



Leonard Smith  
PCT Legal Examiner  
PCT Legal Office

JSF/LS:jf

  
Jeremy Fleming  
Paralegal Specialist  
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Applicant Synaptic Pharmaceutical Corporation

Client Synaptic (1795)

File No. 59138-B-PCT Atty. JPW/PC

Date May 3, 2000

**PCT/US 00/12065**

Kindly acknowledge receipt of the accompanying

RECEIVED  
COOPER & DUNHAM

New PCT International Application Under the Patent Cooperation Treaty on behalf of Synaptic Pharmaceutical Corporation entitled **DNA ENCODING SNORF36a AND SNORF36b RECEPTORS**, claiming priority to Beth E. Borowsky, et al., U.S. Serial No. 09/518,914, filed March 3, 2000, a continuation-in-part of U.S. Serial No. 09/303,598, filed May 3, 1999, designating all countries available including the United States (continuation-in-part), including description (113pp), **claims (27pp)**, abstract (1p), drawings (35pp), PCT Request Form (6pp), Transmittal letter, Attachment A to Transmittal Letter, Fee Calculation Sheet, diskette containing computer-readable form of sequence listing, Statement of Compliance Under 37 C.F.R. §1.821(f), Sequence Listing (20pp) attached to Statement of Compliance as **Exhibit A**, a check for \$3,768.00, and Express Mail Certificate of Mailing dated May 3, 2000 by placing your receipting date stamp on this form and returning to us.  
**DUE DATE: May 3, 2000**

**MAY 22 2000**

BOOKS CLERK

**527 Rec'd PCT/PTO 03 MAY 2000**